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7 Attorneys for Plaintiff  
WIND OF TRADE LLC

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

WIND OF TRADE LLC, a Nevada limited liability company,

**Plaintiff.**

MOSTAG INTERNATIONAL, INC., a  
Pennsylvania corporation.

## Defendant.

| Case No. CV 07 06280 MMC

**NOTICE OF ENTRY OF  
TEMPORARY RESTRAINING  
ORDER AND ORDER TO SHOW  
CAUSE RE: PRELIMINARY  
INJUNCTION AND PROOF OF  
SERVICE**

PLEASE TAKE NOTICE that on January 2, 2008, the Court entered the attached Temporary Restraining Order and Order to Show Cause Re: Preliminary Injunction.

Dated: January 4, 2008.

Respectfully submitted,

TOWNSEND and TOWNSEND and CREW LLP

By \_\_\_\_\_ /s/  
Marc M. Gorelnik  
Mary L. Shapiro  
*Attorneys for Plaintiff*  
WIND OF TRADE LLC

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 WIND OF TRADE LLC

8

9 UNITED STATES DISTRICT COURT

10 FOR THE NORTHERN DISTRICT OF CALIFORNIA

11

12 WIND OF TRADE LLC, a Nevada limited  
 13 liability company,

14 Plaintiff,

15 v.

16 MOSTAG INTERNATIONAL, INC., a  
 Pennsylvania corporation,

17 Defendant.

18

19 Case No. CV 07 6280SC

20

**TEMPORARY RESTRAINING  
 ORDER AND ORDER TO SHOW  
 CAUSE RE: PRELIMINARY  
 INJUNCTION**

21 Plaintiff Wind of Trade LLC moved for a temporary restraining order and order to show cause  
 22 against defendant Mostag International, Inc. ("Mostag"). Having considered the argument and  
 evidence submitted by plaintiff, and having provided defendant with an opportunity to respond, the  
 23 Court determines that good cause exists for plaintiff's request, which is GRANTED subject to the  
 limitations of this Order.

24 IT IS HEREBY ORDERED that defendant shall show cause before this Court on February 1,  
 25 2008, at 9:00 a.m., in Courtroom 7, 450 Golden Gate Avenue, San Francisco, California, why an order  
 26 pursuant to Federal Rule of Civil Procedure 65 should not be entered, granting plaintiff a preliminary  
 injunction, enjoining defendant and all those acting in concert with defendant, from using the OVE

1 GLOVE trademark, the graphic design shown below, or confusingly similar variations thereof in  
 2 connection with the sale, offering for sale, promotion, distribution or manufacture of hot surface  
 3 handlers such as oven mitts.



8 Enjoined Graphic Design

9 IT IS FURTHER ORDERED that defendant shall file and serve any opposition no later than  
 10 January 18, 2008, and that plaintiff shall file and serve any reply no later than January 25, 2008.

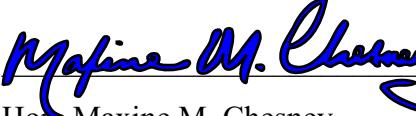
11 IT IS FURTHER ORDERED that, pending the show cause hearing set forth in this Order,  
 12 defendant, its agents, servants, employees, attorneys, successors, and assigns, and all persons, firms,  
 13 corporations, acting in concert with defendant, be and are hereby temporarily restrained from sale,  
 14 offering for sale, promotion, distribution or manufacture of hot surface handlers such as oven mitts  
 15 and related goods and packaging that bear either:

- 16     1) the term OVE GLOVE;
- 17     2) the enjoined graphic design; or
- 18     3) terms or designs confusingly similar to the forgoing.

19 IT IS FURTHER ORDERED that this temporary restraining order is conditioned upon  
 20 plaintiff's filing with the Clerk of the Court an undertaking in the form of a bond, company check or  
 21 cash, in the amount of \$10,000, to secure the payment of costs and damages not to exceed that sum as  
 22 may be suffered or sustained by any party who is wrongfully restrained by this order.

23 IT IS FURTHER ORDERED that plaintiff shall serve defendant with a copy of this order, and  
 24 to file proof of such service, no later than January 7, 2008.

25 Dated: January 2, 2008

  
 26 Hon. Maxine M. Chesney

27 UNITED STATES DISTRICT JUDGE

## **PROOF OF SERVICE**

I am over the age of eighteen years and not a party to this action. My business address is Two Embarcadero Center, 8th Floor, San Francisco, California 94111.

On January 4, 2008, I served a copy of the attached document(s):

**NOTICE OF ENTRY OF TEMPORARY RESTRAINING ORDER  
AND ORDER TO SHOW CAUSE RE: PRELIMINARY INJUNCTION**

7 ( X ) (VIA FIRST CLASS MAIL) I am employed in the County where the mailing described below  
8 occurred, and am readily familiar with the business practice for collection and processing of  
9 correspondence for mailing with the United States Postal Services. I placed a true copy thereof to  
10 which was attached a copy of this document(s) in a sealed envelope(s) with postage thereon fully  
prepaid addressed as listed below. The envelope(s) will be deposited with the United States Postal  
Service on this day in the ordinary course of business in San Francisco, California, following ordinary  
business practices.

11 ( X ) (VIA FACSIMILE) I caused such document(s) to be delivered by facsimile to the facsimile number(s) listed below.

Mark D. Shaeffer, Esq.  
Law Offices Of Mark D. Schaffer  
1429 Walnut Street  
Philadelphia, PA 19102-3209  
Facsimile: (215) 561-4782

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

EXECUTED on January 4, 2008, at San Francisco, California.

/s/  
Billie Raney